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United States District Court
Southern District of Texas
FILED

AUG - 6 2000

Michael N. Milby
Clark of Court

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

RAQUEL O. RODRIGUEZ, as legal guardian
of JOSE L. RODRIGUEZ,

Plaintiff,

vs.

RIDDELL, INC.; and ALL AMERICAN
SPORTS CORPORATION, d/b/a
RIDDELL/ALL AMERICAN,

Defendants.

CIVIL ACTION NO. B-96-177

AFFIDAVIT OF REX BLACKBURN IN SUPPORT OF
MOTION FOR ORDER TO SHOW CAUSE RE: CONTEMPT

STATE OF IDAHO)
 : ss.
County of Ada)

I, REX BLACKBURN, being first duly sworn upon oath, depose and state:

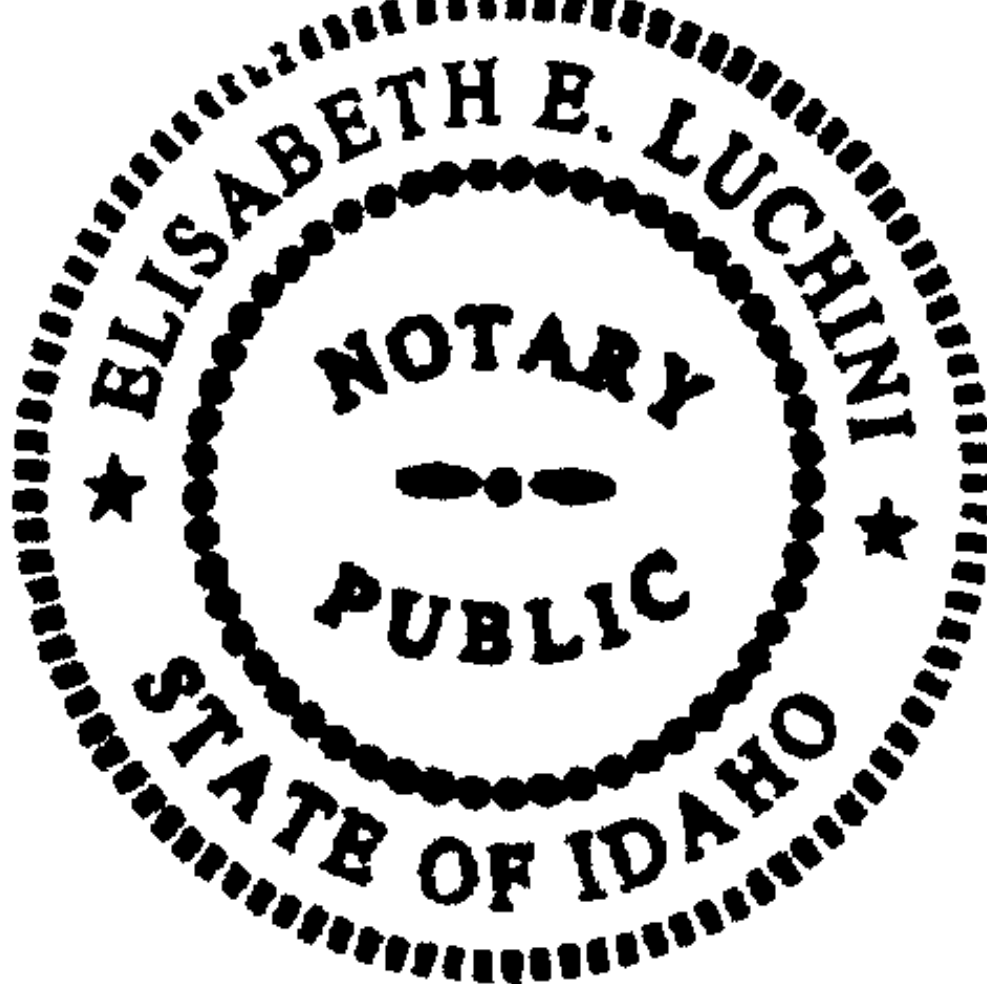
1. That I am counsel of record duly authorized to appear before this Court *pro hac vice*;
2. That I have read the factual allegations set forth in the Motion for Order to Show Cause Re: Contempt, and that the same are true, correct, and within my personal knowledge;
3. That on Friday, August 3, 2001, I contacted the office of counsel for Defendants and spoke with Mr. Summers' secretary, Barbara. I advised her that the settlement checks specified in the Court's Order Approving Settlement had not been received by the intended recipients. Barbara stated that the checks were to have been issued by the Defendants' insurer.

FURTHER YOUR AFFIANT SAYETH NAUGHT



REX BLACKBURN

SUBSCRIBED AND SWORN TO before me this 4th day of August, 2001.



Notary Public for Idaho

Residing at Boise, Idaho

My Commission expires 7-8-06

CERTIFICATE OF SERVICE

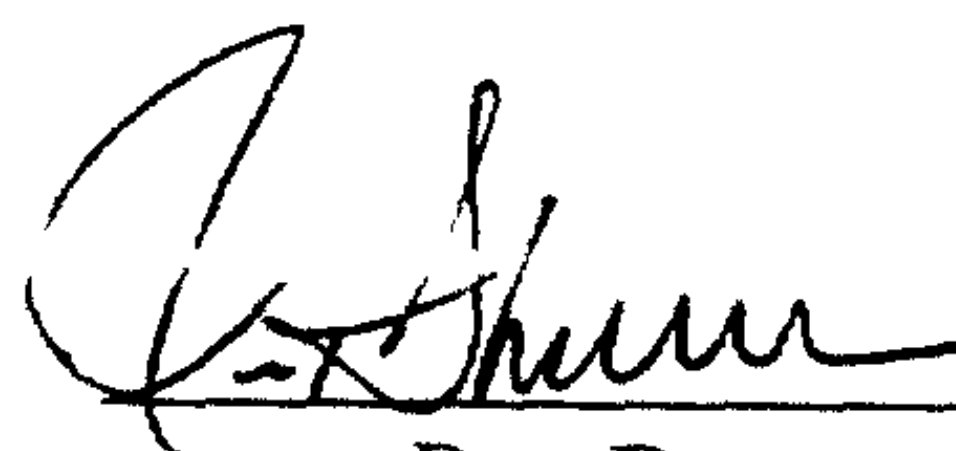
I HEREBY CERTIFY that on this 4th day of August, 2001, a true and correct copy of the foregoing document was served by first-class mail, postage prepaid, and addressed to; by fax transmission to; by overnight delivery to; or by personally delivering to or leaving with a person in charge of the office as indicated below:

Robert B. Summers
ROBERT B. SUMMERS & ASSOCIATES
714 Ford Street
Post Office Box 398
Llano, TX 78643

☒ U.S. Mail
☒ Facsimile (915) 248-0110
☐ Overnight Delivery
☐ Messenger Delivery

Mark T. Curry
HUGHES, WATTERS & ASKANASE, LLP
1415 Louisiana, 37th Floor
Houston, Texas 77002

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☒ Facsimile (713) 759-6834
☐ Overnight Delivery
☐ Messenger Delivery



REX BLACKBURN

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

RAQUEL O. RODRIGUEZ, as legal guardian
of JOSE L. RODRIGUEZ,

Plaintiff,

vs.

RIDDELL, INC.; and ALL AMERICAN
SPORTS CORPORATION, d/b/a
RIDDELL/ALL AMERICAN,

Defendants.

CIVIL ACTION NO. B-96-177

ORDER TO SHOW CAUSE RE: CONTEMPT

This Court having considered Plaintiff's Motion for Order to Show Cause Re: Contempt, and good cause appearing therefor, **IT IS HEREBY ORDERED** that Defendants appear before this Court on _____, 2001, at _____m. and show good cause as follows:

1. Why they should not be found in contempt for violation of the Court's Order Approving Settlement entered June 19, 2001;

2. Why they should not be required incident thereto to:

(a) Jointly and severally pay interest at the legally applicable rate for the total amount of the settlement consideration, from and after August 4, 2001, until said sum is paid in full in compliance with the Court's June 19, 2001 Order Approving Settlement; and

(b) Pay Plaintiff's attorney's fees and reasonable expenses incurred in the preparation and presentation of the present Motion, attendance at the hearing on Order to Show Cause, and all actions necessary to secure compliance with the Court's June 19, 2001 Order.

DATED this _____ day of August, 2001.

FILEMON B. VELA
U.S. DISTRICT JUDGE